

percent of adults and 16.9 percent of children of the United States are obese or overweight;

Whereas obesity is associated with more than 30 medical conditions, including cancer, diabetes, heart disease, and hypertension;

Whereas research has clearly demonstrated that increased physical activity can play a direct role in reducing the incidence of chronic diseases, including heart disease and diabetes;

Whereas, given the most recent trends in obesity, 1 in 3 children born in the United States in 2000 is expected to develop diabetes over the course of his or her lifetime;

Whereas research has estimated that moderate aerobic exercise lowers the adult risk for type 2 diabetes by 58 percent, heart disease by 45 percent, colon cancer by up to 50 percent, and breast cancer by up to 30 percent;

Whereas average per capita health spending increased by 40 percent during calendar years 1997 through 2005, but the average per capita spending for the 15 costliest conditions, all associated with obesity, increased 55 percent during those calendar years;

Whereas the potential savings in direct medical costs if all inactive American adults engaged in regular physical activity could be as high as \$80,000,000,000;

Whereas approximately half of the direct medical costs associated with diseases that stem from obesity and inactivity are paid for by the government and the taxpayers of the United States through federally funded programs, such as Medicaid and Medicare;

Whereas regular exercise combined with reduced caloric intake has been shown to be most effective in reducing body mass;

Whereas, even if an individual does not lose weight, exercise may provide health benefits to that individual, including psychological benefits such as lower rates of stress and anxiety, lower rates of depression, higher self-esteem, and an improved body image; and

Whereas new research shows that financial incentives can be used to develop or foster good exercise habits: Now, therefore, be it

*Resolved*, That the Senate—

(1) affirms the importance of exercise and physical activity as key components of a healthy lifestyle, including combating obesity, reducing chronic disease, and lowering health care costs; and

(2) encourages the development of incentives, including responsible economic incentives, to promote exercise and a more physically active and healthy United States.

#### UNANIMOUS CONSENT AGREE- MENT—EXECUTIVE CALENDAR

Mr. REID. Mr. President, I ask unanimous consent that on Thursday, March 10, at 2:15 p.m., the Senate proceed to executive session to consider Calendar No. 7; that there be 15 minutes of debate equally divided in the usual form; that upon the use or yielding back of that time, the Senate proceed to vote, without intervening action or debate, on Calendar No. 7; that the motion to reconsider be considered made and laid on the table, with no intervening action or debate; that no further motions be in order; that any statements relating to this matter be printed in the RECORD and that President Obama be immediately notified of the Senate's action and the Senate then resume legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### ORDER OF PROCEDURE

Mr. REID. Mr. President, I ask unanimous consent that the following Senators be recognized as in morning business at the times listed below for the purpose of giving their maiden speeches to the Senate: Senator MORAN, Thursday, March 10, at 10:30 a.m. for up to 15 minutes, and Senator COATS, Tuesday, March 15, at 2:15 p.m. for up to 30 minutes. I will say, this is his second maiden speech.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### ORDERS FOR THURSDAY, MARCH 10, 2011

Mr. REID. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until Thursday, March 10, at 10 a.m.; that following the prayer and pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, the time for the two leaders be reserved for their use later in the day; that following any leader remarks, there be a period for the transaction of morning business until 2:15 p.m., with Senators allowed to speak for up to 10 minutes each; that at 2:15 p.m., the Senate proceed to executive session as provided under the previous order.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### PROGRAM

Mr. REID. Mr. President, at approximately 2:30 p.m., the Senate will vote on confirmation of the nomination of Max Oliver Cogburn, Jr., of North Carolina, to be a U.S. District Judge for the Western District of North Carolina.

#### ADJOURNMENT UNTIL 10 A.M. TOMORROW

Mr. REID. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that it adjourn under the previous order.

There being no objection, the Senate, at 7:02 p.m., adjourned until Thursday, March 10, 2011, at 10 a.m.

#### NOMINATIONS

Executive nominations received by the Senate:

##### THE JUDICIARY

STEVE SIX, OF KANSAS, TO BE UNITED STATES CIRCUIT JUDGE FOR THE TENTH CIRCUIT, VICE DEANELL REECE TACHA, RETIRED.

WILLIAM FRANCIS KUNTZ, II, OF NEW YORK, TO BE UNITED STATES DISTRICT JUDGE FOR THE EASTERN DISTRICT OF NEW YORK, VICE NINA GERSHON, RETIRED.

##### DEPARTMENT OF JUSTICE

RONALD W. SHARPE, OF THE VIRGIN ISLANDS, TO BE UNITED STATES ATTORNEY FOR THE DISTRICT OF THE VIRGIN ISLANDS FOR THE TERM OF FOUR YEARS, VICE ANTHONY JEROME JENKINS, RESIGNED.

ROBERT WILLIAM MATHEISON, OF VIRGINIA, TO BE UNITED STATES MARSHAL FOR THE EASTERN DISTRICT OF VIRGINIA FOR THE TERM OF FOUR YEARS, VICE JOHN ROBERTS HACKMAN.

JUAN MATTOS JR., OF NEW JERSEY, TO BE UNITED STATES MARSHAL FOR THE DISTRICT OF NEW JERSEY FOR THE TERM OF FOUR YEARS, VICE JAMES THOMAS PLOUISIS, TERM EXPIRED.

##### IN THE AIR FORCE

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

##### *To be lieutenant general*

MAJ. GEN. DAVID L. GOLDFEIN

##### IN THE ARMY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES ARMY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

##### *To be lieutenant general*

MAJ. GEN. DONALD M. CAMPBELL, JR.

##### IN THE MARINE CORPS

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE OF LIEUTENANT GENERAL IN THE UNITED STATES MARINE CORPS WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

##### *To be lieutenant general*

L/T. GEN. JOHN F. KELLY

##### IN THE NAVY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

##### *To be vice admiral*

VICE ADM. JOSEPH D. KERNAN

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT IN THE UNITED STATES NAVY RESERVE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

##### *To be rear admiral (lower half)*

CAPT. ALTHEA H. COETZEE  
CAPT. VALERIE K. HUEGEL

##### IN THE ARMY

I HEREBY APPOINT THE FOLLOWING NAMED OFFICERS IN THE GRADE INDICATED IN THE REGULAR ARMY UNDER TITLE 10, U.S.C., SECTIONS 531 AND 716:

##### *To be major*

ERIK M. BENDA  
JOHN R. GRABOWSKI  
ANDREW R. HUISMAN  
DONALD P. JOHNSON  
GEORGE P. LEWIS  
SETH D. MIDDLETON

THE FOLLOWING NAMED ARMY NATIONAL GUARD OF THE UNITED STATES OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, U.S.C., SECTIONS 12203 AND 12211:

##### *To be colonel*

KEVIN B. DENNEHY  
JOHN E. HOEFERT  
ELMON R. KRUPNIK  
LUIS N. MALDONADO  
MARK D. NEWHALL  
GLENDA A. SHEARN  
GREGORY A. THINGVOLD

##### IN THE NAVY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 624:

##### *To be commander*

STEPHEN J. PARKS

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 624:

##### *To be commander*

HUNG CAO

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 624:

##### *To be lieutenant commander*

BRANDON M. OBERLING

##### *To be commander*

WILLIAM A. BROWN, JR.

##### *To be lieutenant commander*

WILLIAM M. HAMMESFAHR  
HARPREET SINGH